

MULTIMEDIA



UNIVERSITY

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MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2017 / 2018

PIL0012 – INTRODUCTION TO LAW (All Sections / Groups)

26 OCTOBER 2017
2.30 p.m. - 4.30 p.m.
(2 Hours)

INSTRUCTIONS TO STUDENT

1. This question paper consists of **TWO (2)** printed pages excluding the cover page.
2. Answer **ONE** question from Section A and **ALL** questions from Section B.
3. All answers should be written in the Answer Booklet.

SECTION A: ESSAY [25 MARKS]

Instruction: Answer ONE question only.

QUESTION 1 [25 marks]

Equity was developed as a separate system from common law since it was developed to fill in the gaps and to remedy the defects under the common law system. This is why equity is known as the “gloss on the common law”.

Explain the meaning of equity and describe the origins of equity.

(25 marks)

QUESTION 2 [25 marks]

Prior to the Norman Conquest of England in 1066, there was no unitary or national legal system whereby the English legal system involved a mass of oral customary rules which varied according to the regions.

Explain the historical development of common law in England.

(25 marks)

SECTION B: ESSAY [75 MARKS]

Instruction: Answer ALL questions.

QUESTION 3 [25 marks]

Assuming that you are a law lecturer at Multimedia University and you are required to educate a group of 260 Alpha law students on the techniques of studying law.

Brief them on the methods of legal study.

(25 marks)

Continued...

QUESTION 4 [25 marks]

Case law technique involves a short summary and analysis of the case presented in a systematic way in order to sort out the parties, identify the issues, ascertain what was decided and analyse the reasons behind the decisions made by the courts.

Discuss the material elements in reading a case law.

(25 marks)

QUESTION 5 [25 marks]

Adversary system is a method of adjudication in which active and unhindered parties, usually through their lawyers, contest with each other and present support in favour of their respective positions, usually through the examinations and cross-examination of witnesses and presentation of other evidence, to a neutral and independent decision maker.

[*Webster's New World Law Dictionary*, 2010, Wiley Publishing, New Jersey]

In view of the above definition, discuss the application of the adversarial system in Malaysia.

(25 marks)

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